

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

VICTOR PODGORNYY,

No. C 04-5279 MEJ

Plaintiff,

vs.

**ORDER FOR PLAINTIFF TO FILE  
DECLARATION RE: CONTINGENCY  
FEE AGREEMENT**

JO ANNE B. BARNHART, Commissioner of  
Social Security,

Defendant.

Pending before the Court is Plaintiff's counsel's petition for attorney's fees. (Dkt. #39.) As the basis for counsel's request is a contingency agreement between Plaintiff and his counsel, the Court requests that counsel provide a declaration from Plaintiff attesting that he understands the agreement and the amount of fees requested under the agreement, and that he has no objection to the request. The Court ORDERS Plaintiff to file his declaration by November 13, 2008.

**IT IS SO ORDERED.**

Dated: November 6, 2008

  
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MARIA-ELENA JAMES  
United States Magistrate Judge